

Senate File 243 - Introduced

SENATE FILE 243

BY BOLKCOM

A BILL FOR

1 An Act removing the exemption for farm houses from county
2 building codes and county zoning regulations.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.304, subsection 3, paragraph b, Code
2 2015, is amended to read as follows:

3 b. A county building code shall not apply to ~~farm houses~~
4 ~~or other~~ farm buildings which, except dwellings, that are
5 primarily adapted for use for agricultural purposes, while so
6 used or under construction for that use.

7 Sec. 2. Section 335.2, Code 2015, is amended to read as
8 follows:

9 **335.2 Farms exempt.**

10 Except to the extent required to implement section 335.27,
11 ~~no~~ an ordinance adopted under this chapter ~~applies~~ shall not
12 apply to land, ~~farm houses~~, farm barns, farm outbuildings or
13 other buildings or structures which, except dwellings, that are
14 primarily adapted, by reason of nature and area, for use for
15 agricultural purposes, while so used. However, the ordinances
16 may apply to any structure, building, dam, obstruction,
17 deposit, or excavation in or on the flood plains of any river
18 or stream.

19 EXPLANATION

20 The inclusion of this explanation does not constitute agreement with
21 the explanation's substance by the members of the general assembly.

22 Current law provides for farm house exemptions from county
23 building codes and county zoning regulations. The bill removes
24 these exemptions for farm houses while maintaining similar
25 exemptions for other agricultural structures that are not
26 dwellings.

27 Pursuant to Code section 414.23, the changes in the bill to
28 the county zoning exemption for farm houses apply to a city
29 extending city zoning regulations to the unincorporated area
30 of a county up to two miles beyond the limits of such city, as
31 authorized by statute.